



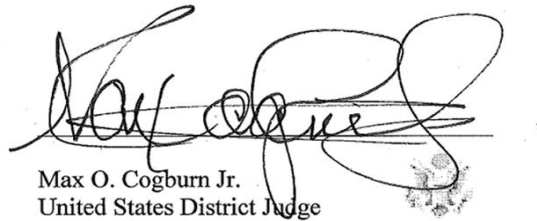
apparently dissatisfaction with the promptness of this court in addressing such concern are not exceptional circumstances.<sup>1</sup>

To the extent defendant seeks collateral relief in such pleading, the court will deny the relief sought without prejudice as this court's Judgment is presently on direct appeal and no exceptional circumstance has been shown that would support considering such claim at this time.

### **ORDER**

**IT IS, THEREFORE, ORDERED** that to the extent defendant seeks collateral relief from the Judgment in his "Affidavit of Non-Response" (#72), such request is **DENIED** without prejudice.

Signed: February 13, 2013



Max O. Cogburn Jr.  
United States District Judge

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<sup>1</sup> The court notes that it addressed petitioner's pro se motion within three days of the date such pleading was filed.